

DATE: [DATE \@ "MMMM d, yyyy"]

ECRCO

CONTACT: Lilian

Dorka/ 564-9649

Internal deliberative pre-decisional, attorney-client privileged information, do not release without review.

External Civil Rights Compliance Office

Litigation: Pending Cases Related to Earthjustice Litigation

Ex. 5 Deliberative Process (DP)

1. *Tallassee (Landfill), AL (EPA File # 06R-03-R4)*

Ex. 5 Deliberative Process (DP)

Regulatory/ Legal Requirements:

- Title VI of the Civil Rights Act of 1964, as amended, 42 United States Code 2000d *et seq.*
- EPA's nondiscrimination regulations found at 40 Code of Federal Regulations (C.F.R.) Part 7.

Considerations and Recommendations:

Ex. 5 Deliberative Process (DP)

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Ex. 5 Deliberative Process (DP)

Action Needed:

Ex. 5 Deliberative Process (DP)

2. *Beaumont Exxon/Mobil Refinery, TX (EPA File # 01R-00-R6)*

Ex. 5 Deliberative Process (DP)

Status:

Ex. 5 Deliberative Process (DP)

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Ex. 5 Deliberative Process (DP)

Issue in this case:

Action Needed:

Ex. 5 Deliberative Process (DP)

Non-litigation: Cases Under Investigation Undergoing Resolution Steps in Next Two Weeks

- North Carolina DEQ – “REACH” (EPA File No. 11R-14-R4)

Ex. 5 Deliberative Process (DP)

accepted for investigation on August 2, 2010.

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Ex. 5 Deliberative Process (DP)

Regulatory/ Legal Requirements:

- Title VI of the Civil Rights Act of 1964, as amended, 42 United States Code 2000d *et seq.*
- EPA's nondiscrimination regulations found at 40 Code of Federal Regulations (C.F.R.) Part 7.

Considerations and Recommendations:

Ex. 5 Deliberative Process (DP)

- Arizona Cases

Ex. 5 Deliberative Process (DP)

2. *Fisher Sand & Gravel, MCAQD (EPA File # 01R-11-R9)*

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Ex. 5 Deliberative Process (DP)

Regulatory/ Legal Requirements:

- Title VI of the Civil Rights Act of 1964, as amended, 42 United States Code 2000d *et seq.*
- EPA's nondiscrimination regulation found at 40 Code of Federal Regulations (C.F.R.) Part 7.

Considerations and Recommendations:

Ex. 5 Deliberative Process (DP)

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Ex. 5 Deliberative Process (DP)

Non-litigation: Cases Under Jurisdictional Review (JR) Needing Action

Ex. 5 Deliberative Process (DP)

- Acceptance Letters Ready to be issued

Hawaii Department of Agriculture (DOA) and the Hawaii Agribusiness Development Corporation (ADC) (EPA File # 44RNO-16-R9)

Ex. 5 Deliberative Process (DP)

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Ex. 5 Deliberative Process (DP)

- **Rejection Letters Ready to be Issued**

Ex. 5 Deliberative Process (DP)

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Non-litigation: Other Matters

- **Toolkit Roll-Out and other ECRCO Initiatives**

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Ex. 5 Deliberative Process (DP)